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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: SERGEJ LOPATIN

SERIAL NO.: 10/591,607

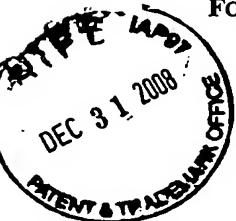
FILED: September 1, 2006

FOR: APPARATUS FOR DETERMINING AND/OR
MONITORING A PROCESS VARIABLE

GROUP ART UNIT: 2834

EXAMINER: b.p. gORDON

ATTY. REFERENCE: lopa3010/fjd



NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

COMMISSIONER OF PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated: October 24, 2008
of the Primary Examiner finally rejecting claims: 8 and 10-14

The Appeal Fee is:

enclosed \$540 \$250.
 not required (fee paid in prior appeal in this application).
 requested to be charged to Deposit Account Number 02-0200. A duplicate copy of this sheet is enclosed.

 Small Entity Status is claimed.

 The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to Deposit Account Number 02-0200. A duplicate copy of this sheet is enclosed.

23364
Customer Number
Phone: (703) 683-0500

Respectfully submitted,


Felix J. D'Ambrosio
Attorney for Applicant
Registration Number: 25,721

DATE: December 31, 2008

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